

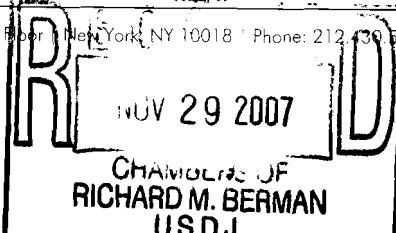


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MEMO ENDORSED



November 29, 2007

BY HAND

The Honorable Richard M. Berman
 United States District Court Judge
 United States District Court for the
 Southern District of New York
 500 Pearl Street, Room 650
 New York, New York 10007

07 CV. 10331

Re: Quickie v. Greenburg Traurig (07-10331)

SO ORDERED:

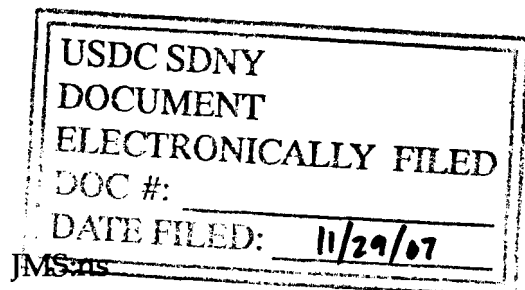
Richard M. Berman
 Richard M. Berman, U.S.D.J.

**DEFENDANTS TO RESPOND
 WITH A BRIEF LETTER BY
 12/3/07. WE WILL DISCUSS
 AT THE 12/10/07 CONFERENCE.**

Dear Judge Berman:

We represent plaintiff in the above referenced action, and write to request a pre-motion conference to file a Motion to Remand pursuant to 28 U.S.C. § 1447(c). The Court has already scheduled a conference for December 10, 2007 at 9:15 AM in connection with third-party defendants' request to file a Motion to Dismiss the Amended Third Party Complaint, and we respectfully suggest that plaintiff's motion be considered at that conference.

Defendants filed a Notice of Removal, and the case was assigned to your Honor, on November 14, 2007. The basis for plaintiff's proposed motion is that the Notice of Removal was not timely under 28 U.S.C. § 1446(b), in that (a) the complaint was served in May 2007, more than thirty days prior to the Notice, and (b) the alleged basis for removal, decisions issued on October 15, 2007 in two unrelated Federal Circuit cases, do not constitute an "other paper from which it may first be ascertained that the case is one which is or has become removable . . ." Accordingly, plaintiff respectfully requests permission to move to remand this action.



Respectfully submitted,

Joan M. Secofsky
 Joan M. Secofsky

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